EXHIBIT D

Aren Kavcioglu

From: Doug Linde
Sent: Thursday, December 23, 2010 2:39 PM
To: John Juenger (jjuenger@gutmanlaw.com)
Cc: Aren Kavcioglu; Erica Gonzales
Subject: Brainwash: RFP3 Request to Meet and Confer

John, I am writing to request a meet and confer with you as to the following responses recently served upon our offices:

1. I2-3 seek usernames and Id numbers for PayPal accounts used by your client. Because discovery has revealed the subject product was sold through PayPal, this information is plainly relevant to this case.
2. RFP 34, seeks all documents relating to sales at the Life Is Beautiful Exhibit, which was advertised using Plaintiff's images. Mr. Friedman has a right to claim indirect profits from that showing, pursuant to Frank Music Corp. v. Metro-Goldwyn-Mayer, Inc., (Frank Music I), 772 F. 2d 505, 517 (9th Cir. 1985), and Frank Music Corp. v. Metro-Goldwyn-Mayer, Inc., (Frank Music II), 886 F. 2d 1545, 1548 n.2 (9th Cir. 1989).
3. RFP36, seeks all e-mails sent regarding Run-DMC. Your client testified in deposition that the only Run-DMC prints he made were ones based upon Plaintiff's image. Accordingly, this request is not overbroad. Additionally, we will stipulate that any e-mails between Thierry Guetta and his attorneys do not have to be produced and do not have to be logged.
4. RFP37 seeks all recordings. As you may or may not be aware, Patrick Guetta's attempted to secretly videotape the deposition in this case. We are entitled to that video.
5. RFP38 and 39 seek all correspondence between Patrick and Theirry Guetta regarding Glen Friedman and Run-DMC. This is plainly relevant and not privileged and should be produced.
6. RFP38 and 39 seek all correspondence between Marc and Theirry Guetta regarding Glen Friedman and Run-DMC, to which you have raised a series of objections, and then stated there are no responsive documents. To the extent that there are no responsive documents, we request you remove the objections. To the extent the objections are being used to withhold responsive documents, we request you remove them on that basis as well.

Please let us know when you are available for a meet and confer consistent with the time limits of LR 37-1.

Thanks,

--
Doug